

1 THE HONORABLE JAMES L. ROBART  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

9 MICROSOFT CORPORATION,

10 Plaintiff,

11 vs.

12 MOTOROLA, INC., et al.,

13 Defendants.

14 MOTOROLA MOBILITY LLC, et al.,

15 Plaintiffs,

16 vs.

17 MICROSOFT CORPORATION,

18 Defendants.

Case No. C10-1823-JLR

DECLARATION OF CHRISTOPHER  
WION IN SUPPORT OF  
MICROSOFT'S RESPONSE TO  
DEFENDANTS' REQUEST FOR  
JUDICIAL NOTICE

19 I, Christopher Wion, hereby declare as follows:

20 1. I am an attorney at the law firm of Calfo Harrigan Leyh & Eakes LLP, one of  
21 the law firms representing Microsoft Corporation ("Microsoft") in the above-captioned matter,  
22 and have personal knowledge of the facts stated herein.

23 2. Attached hereto as Exhibit A is a true and correct copy of Trial Ex. 6836, FTC  
24 Decision and Order in the Google/Motorola Matter, Dkt. No. C-4410, at Article II(E)(2).

3. Attached hereto as Exhibit B is a true and correct copy of Trial Ex. 6076, European Commission Memo re: Motorola Mobility Misuse of Mobile Phone Standard-Essential Patents Q&As, at MS-MOTO\_1823\_00005258273.

4. Attached hereto as Exhibit C is a true and correct copy of Trial Ex. 6828, Inv. No. 337-TA-752, 10/24/12 Motion to Terminate.

5. Attached hereto as Exhibit D is a true and correct copy of Trial Ex. 1635, Inv. No. 337-TA-752, 6/29/12 Remand Order.

6. Attached hereto as Exhibit E is a true and correct copy of Trial Ex. 6829, Inv. No. 337-TA-752, 1/8/13 Motion to Terminate.

7. Attached hereto as Exhibit F is a true and correct copy of Inv. No. 337-TA-752,  
3/22/13 Final Initial Remand Determination.

8. Attached hereto as Exhibit G is a true and correct copy of Trial Ex. 6005, Inv. No. 337-TA-752, 5/23/13 Commission Notice Not to Review.

9. Attached hereto as Exhibit H is a true and correct copy of Trial Ex. 3419, Inv. No. 337-TA-752, 4/23/12 Initial Determination at 300-301.

I declare under penalty of perjury under the laws of the United States of America that

DATED this 3rd day of September, 2012 in Seattle, Washington

s/ Christopher Wion  
**CHRISTOPHER WION**

## CERTIFICATE OF SERVICE

I, Florine Fujita, swear under penalty of perjury under the laws of the State of Washington to the following:

1. I am over the age of 21 and not a party to this action.
2. On the 3rd day of September, 2013, I caused the preceding document to be served on counsel of record in the following manner:

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31 DATED this 3rd day of September, 2013.

34 s/ Florine Fujita  
35 FLORINE FUJITA